

MEUTERMANS et al
Appl. No. 10/526,388
March 28, 2007

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REMARKS/ARGUMENTS

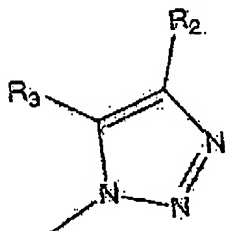
Favorable consideration of this application is respectfully requested.

In responding to the Examiner's requirement for restriction, Applicants have endeavored and define an invention for purposes of election in a manner consistent with the exemplary Groups provided by the Examiner. Specifically, Applicants propose and elect the following:

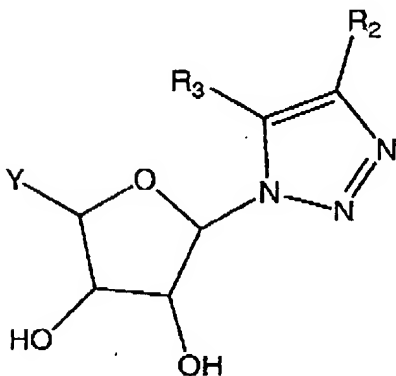
Claims 42-66, drawn to compounds of Formula (I) wherein:

$n = 1$, and

X =



The resulting core structure:



represents a special technical feature, that is, a combination of rings comprising a furan ring attached to a substituted triazol at an anomeric center (R2 being selected from a group that, in each instance, comprises a carbonyl moiety). The election of compounds of claims 42-66 with this core structure constitutes unity of invention.

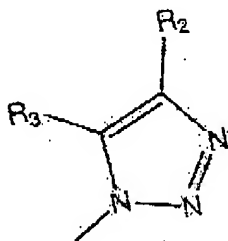
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It is respectfully submitted that election of the core structure as defined above should relieve Applicants of the necessity for any further restriction by way of limiting the definition of the Y. Since the core structure defined above represents a special technical feature, Applicants should not be unduly restricted to Y being limited to any specific group.

In response to the Examiner's requirement for election of a single compound, Applicants elect the compound of Formula I wherein:

$$n = 1$$

X =



R₂ = -(C=O)-NH-R₄ wherein R₄ = H

R₃ is -CH₃, and

Y is ring D, where R₁₃ is -OCH₃, and R₁₄ and R₁₅ are hydrogen.

For purposes of clarity, set forth below is a table that identifies the variables of the elected compound (see right column) and, in the case of R₂, R₃ and R₁₃-R₁₅, relates that variable to the groups recited in claim 42 (see middle column).

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Election of Single Compound of Formula 1

N	1	Elected Compound
X	Triazol	triazol
R2 (on triazol at C-4)	-(C=O)-NH-R4	CONH2
R3 (on triazol at C-5)	C1 alkyl	Me
Y	Ring D; benzimidazole	benzimidazole
R13 (on ring D)	Substituted phenyl	Phenyl substituted by OMe at C-2 of ring D
R14 and R15	Hydrogen	hydrogen

Claims readable on the elected compound include claims 42, 46, 49, 50, 59 and 60.

Should the Examiner find the election to be deficient in any way, the Examiner is urged to contact the undersigned by phone so that same can be addressed.

An early and favorable Action on the merits is requested.

Respectfully submitted,

NIXON & VANDERHYE P.C.

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